



February 19, 2009

**VIA ELECTRONIC COMMENT FILING SYSTEM (ECFS)**

Ms. Marlene H. Dortch  
Office of the Secretary  
Federal Communications Commission  
445 12<sup>th</sup> Street, SW  
Suite TW-A325  
Washington, DC 20554

RE: EB Docket No. 06-36 - CPNI Certification and Accompanying Statement

Livingston Telephone Company, Inc d/b/a Livingston Telephone Company (Form 499  
Filer ID 802017)  
Telcom Supply Inc. d/b/a Livingston Communications (Form 499 Filer ID 822916)

Dear Ms. Dortch:

On behalf of Livingston Telephone Company, Inc., including its wholly owned subsidiary Telcom Supply Inc. d/b/a Livingston Communications, please find the attached annual CPNI certification and revised accompanying statement for 2008 which is being filed pursuant to Commission Rule 64.2009(e). This certification and accompanying statement, which adds additional detail regarding the Company's operating procedures, replaces the filings made on February 6, 2009 and February 18, 2009.

Should you have any questions or need further information, please contact me at (512) 343-2544.

Sincerely,

A handwritten signature in black ink, appearing to read "Jean Langkop", written in a cursive style.

Jean Langkop  
Authorized Representative of  
Livingston Telephone Company, Inc., including  
Livingston Communications

JL/pjf

Attachments

cc: Best Copy and Printing, Inc (via email [FCC@BCPIWEB.COM](mailto:FCC@BCPIWEB.COM))  
FCC's Enforcement Bureau  
Mr. Curtis G. Walzel, Livingston Telephone Company, Inc.

5929 Balcones Drive, Suite 200 Austin, TX 78731-4280  
voice 512.343.2544 fax 512.343.0119  
[www.chrsolutions.com](http://www.chrsolutions.com)

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Livingston Telephone Company, Inc. and  
wholly owned subsidiary Livingston Communications  
CPNI Certification for 2008

**Annual 47 C.F.R. § 64.2009(e) CPNI Certification**

**EB Docket 06-36**

Annual 64.2009(e) CPNI Certification for 2008

Date filed: February 17, 2009

Name of company covered by this certification: Livingston Telephone Company, Inc.,  
including its wholly owned subsidiary of Telcom Supply Inc. d/b/a / Livingston  
Communications (collectively "the Company")

Form 499 Filer ID: 802017 and 822916

Name of signatory: Curtis G. Walzel

Title of signatory: President

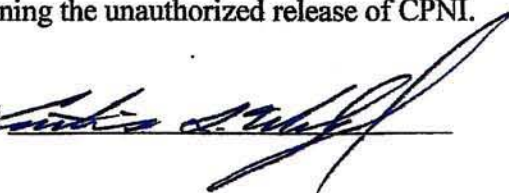
I, Curtis G. Walzel, certify that I am an officer of the Company named above, and  
acting as an agent of the Company, that I have personal knowledge that the Company has  
established operating procedures that are adequate to ensure compliance with the  
Commission's CPNI rules. *See 47 C.F.R. § 64.2001 et seq.*

Attached to this certification is an accompanying statement explaining how the  
Company's procedures ensure that the Company is in compliance with the requirements  
set forth in section 64.2001 *et seq.* of the Commission's rules.

The Company has not taken any actions (proceedings instituted or petitions filed  
by a company at either state commissions, the court system, or at the Commission against  
data brokers) against data brokers in the past year. The Company is not aware of any  
attempts by pretexters to access the CPNI of Company customers and has not had to take  
any actions against data brokers.

The Company has not received any customer complaints in the past year  
concerning the unauthorized release of CPNI.

Signed



## ACCOMPANYING STATEMENT

This statement explains how Livingston Telephone Company, Inc., including its wholly owned subsidiary of Telecom Supply, Inc. d/b/a Livingston Communications' (collectively "the Company's") procedures ensure compliance with the FCC rules on CPNI and FCC requirements for the safeguarding of such customer information.

The Company has chosen to prohibit the use or disclosure of CPNI for marketing purposes. If CPNI is to be used for its sales and marketing campaigns in the future, the required notice and opt-out approval process will be conducted as required, and safeguards will be implemented in accordance with 47 C.F.R. §64.2009.

The Company has a written CPNI Policy that explains what CPNI is and when it may be used without customer approval.

The Company has assigned a Director of CPNI Compliance to serve as the central point of contact regarding the Company's CPNI responsibilities and questions related to CPNI Policy. The Director of CPNI Compliance has responsibilities including, but not limited to, coordinating the training of all Company employees with access to CPNI, investigating complaints of unauthorized release of CPNI, and reporting any breaches to the appropriate law enforcement agencies. The Director for CPNI Compliance also maintains CPNI records in accordance with FCC rules, including records of any discovered breaches, notifications of breaches to law enforcement, and law enforcements' responses to the notifications for a period of at least two years.

The Company has internal procedures in place to educate its employees about CPNI and the disclosure of CPNI. Employees with access to this information are aware of the FCC's rules and are prohibited from disclosing or permitting access to CPNI without the appropriate customer consent. Employee disclosure of CPNI is only in accordance with the law and the FCC rules. In accordance with Company Policy, any employee that uses, discloses, or permits access to CPNI in violation of Federal regulations is subject to disciplinary action, and possible termination.

The Company requires express opt-in consent from a customer prior to the release of CPNI to a joint venture partner or independent contractor for marketing purposes. However, currently the Company does not release CPNI to any third party for marketing purposes.

Appropriate safeguards on the disclosure of CPNI have been implemented in accordance with C.F.R. §64.2010. Prior to the disclosure of CPNI, customers

Livingston Telephone Company, Inc. and  
wholly owned subsidiary Livingston Communications  
CPNI Certification for 2008

initiating calls to or visiting the Company's offices are properly authenticated. Call detail information is only provided by sending it to the customer's address of record, or by calling the customer at their telephone number of record. If the customer is able to provide call detail information to the Company during a customer-initiated call without the Company's assistance, then the Company is permitted to discuss the call detail information provided by the customer. Prior to the Company disclosing CPNI to a customer visiting any of its retail offices in person, the customer must present a valid photo ID matching the customer's account information.

Currently customers do not have online access to their accounts. However, if that changes in the future, the method for customers to access their CPNI online will be established in compliance with §64.2010(d).

The Company has implemented procedures to notify customers immediately whenever an address of record is created or changed.